

AMENDED IN SENATE JUNE 29, 2011

AMENDED IN SENATE JUNE 20, 2011

AMENDED IN ASSEMBLY APRIL 4, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

## ASSEMBLY BILL

**No. 345**

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**Introduced by Assembly Member Atkins  
(Coauthors: Assembly Members Gatto and Ma)**

February 10, 2011

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An act to amend Section 21400 of the Vehicle Code, relating to vehicles.

### LEGISLATIVE COUNSEL'S DIGEST

AB 345, as amended, Atkins. Vehicles: traffic control device uniform standards: advisory committee.

Existing law requires the Department of Transportation to consult with local agencies before adopting rules and regulations prescribing uniform standards and specifications for official traffic control devices.

This bill would ~~instead~~ *additionally* require the department to establish, *after consulting with groups representing users of streets, roads, and highways*, a specified committee to advise the department, and *to* hold public hearings regarding all of the above. The bill would require ~~the department to ensure that~~ the committee *to* include *various* representatives, *including representatives* from organizations representing the interests of nonmotorized users of the highway.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. The Legislature finds and declares all of the following:

(a) The California Department of Transportation has fulfilled the obligations set forth in Section 21400 of the Vehicle Code through the creation, staffing, and operation of the California Traffic Control Devices Committee (CTCDC). The CTCDC meets regularly to make recommendations to the director for the completion of the Manual on Uniform Traffic Control Devices (MUTCD).

(b) The committee membership, which has not changed since the department created it in 1968, currently represents the interests of the department, law enforcement, local government, and motorized users.

(c) In 2008, the department adopted Deputy Directive Number DD-64R-1, which directs the department to include all users of the road in all activities the department engages in.

(d) In 2008, the California Complete Streets Act of 2008 (Chapter 657 of the Statutes of 2008) was signed into law, mandating that all general plans' circulation elements consider the needs of all users of the road.

(e) The department has established and regularly pulls together a committee of interest groups, department heads and staff, other state departments, and the public to discuss implementation of the California Complete Streets Act of 2008. The committee is called the Active Transportation and Livable Communities Committee.

(f) The Active Transportation and Livable Communities Committee is widely accepted as the most comprehensive complete streets venue in the state and should make the recommendation to the department for the placement of two members from the nonmotorized interests to the CTCDC.

SEC. 2. Section 21400 of the Vehicle Code is amended to read:

21400. (a) (1) The Department of Transportation—~~shall establish a committee to advise the department and hold public hearings on the adoption of~~ *shall, after consulting with local agencies and groups representing users of streets, roads, and highways, establishing a committee to advise the department, and holding public hearings regarding rules and regulations, adopt rules and regulations prescribing uniform standards and*

1 specifications for all official traffic control devices placed pursuant  
2 to this code, including, but not limited to, stop signs, yield  
3 right-of-way signs, speed restriction signs, railroad warning  
4 approach signs, street name signs, lines and markings on the  
5 roadway, and stock crossing signs placed pursuant to Section  
6 21364.

7 ~~(2) The committee shall be formed by the director of the~~  
8 ~~department who shall approve all appointments to the committee.~~  
9 ~~The committee shall be composed of the following membership:~~

10 (2) *The committee shall be composed of the following members:*

11 (A) One representative selected by the director of the  
12 department.

13 (B) One representative recommended by the Commissioner of  
14 the Department of the California Highway Patrol.

15 (C) Two representatives recommended by the California League  
16 of California Cities.

17 (D) Two representatives recommended by the California State  
18 Association of Counties.

19 (E) Two representatives from motorized users of the highway.  
20 One shall be recommended by the Automobile Club of Southern  
21 California and one shall be recommended by AAA Northern  
22 California, Nevada and Utah.

23 (F) Two representatives, *approved by the director*, from  
24 nonmotorized users of the highway recommended by the Active  
25 Transportation and Livable Communities Committee created within  
26 the department.

27 (b) For purposes of this section, “users of the highway” means  
28 bicyclists, children, persons with disabilities, motorists, movers  
29 of commercial goods, pedestrians, users of public transportation,  
30 and seniors.

31 (c) The Department of Transportation shall, after notice and  
32 public hearing, determine and publicize the specifications for  
33 uniform types of warning signs, lights, and devices to be placed  
34 upon a highway by any person engaged in performing work which  
35 interferes with or endangers the safe movement of traffic upon  
36 that highway.

37 (d) Only those signs, lights, and devices as are provided for in  
38 this section shall be placed upon a highway to warn traffic of work  
39 that is being performed on the highway.

- 1 (e) Any control devices or markings installed upon traffic
- 2 barriers on or after January 1, 1984, shall conform to the uniform
- 3 standards and specifications required by this section.

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